



Atty. Dkt. No. 040563-0137

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: David G. Grier

Title: PARALLEL SCANNED LASER
CONFOCAL MICROSCOPE

Appl. No.: 09/917,346

Filing Date: 07/27/2001

Examiner: Lee A. Fineman

Art Unit: 2872

CERTIFICATE OF MAILING I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below. Anna M. Hanson (Printed Name) <i>anna m. hanson</i> (Signature) November 11, 2004 (Date of Deposit)

AMENDMENT TRANSMITTAL

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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TECH CENTER 2800

Sir:

Transmitted herewith is an amendment in the above-identified application.

[X] Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has been established by a previous assertion of Small Entity status.

[] Assertion of Small Entity status is enclosed.

[X] The fee required for additional claims is calculated below:

	Claims As Amended		Previously Paid For		Extra Claims Present		Rate		Additional Claims Fee
Total Claims:	31	-	32	=	0	x	\$18.00	=	\$0.00
Independent Claims:	3	-	3	=	0	x	\$88.00	=	\$0.00

First presentation of any Multiple Dependent Claims:	+	\$300.00	=	\$0.00
CLAIMS FEE TOTAL				= \$0.00

☒ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

<input checked="" type="checkbox"/> Extension for response filed within the first month:	\$110.00	\$110.00
<input type="checkbox"/> Extension for response filed within the second month:	\$430.00	\$0.00
<input type="checkbox"/> Extension for response filed within the third month:	\$980.00	\$0.00
<input type="checkbox"/> Extension for response filed within the fourth month:	\$1,530.00	\$0.00
<input type="checkbox"/> Extension for response filed within the fifth month:	\$2,080.00	\$0.00
EXTENSION FEE TOTAL:		\$110.00
<input type="checkbox"/> Statutory Disclaimer Fee under 37 C.F.R. 1.20(d):	\$110.00	\$0.00
CLAIMS, EXTENSION AND DISCLAIMER FEE TOTAL:		\$110.00
<input checked="" type="checkbox"/> Small Entity Fees Apply (subtract ½ of above):		\$55.00
TOTAL FEE:		\$55.00

☐ Please charge Deposit Account No. 06-1450 in the amount of \$55.00. A duplicate copy of this transmittal is enclosed.

☒ A check in the amount of \$55.00 is enclosed.

☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 06-1450. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1450. If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such

extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 06-1450.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date: November 11, 2004

By Michael D. Rechtin

FOLEY & LARDNER LLP
Customer Number: 27433
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Michael D. Rechtin
Attorney for Applicant
Registration No. 30,128



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AMENDMENT AND REPLY UNDER 37 CFR 1.111

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This communication is responsive to the Non-Final Office Action dated 07/13/2004, concerning the above-referenced patent application.

Applicant has enclosed with this amendment a Petition for Extension of Time to make this response timely.

Amendments to the Specification begin on page 3 of this document.

Amendments to the Claims are reflected in the listing of claims which begins on page 5 of this document.

Amendments to the Drawings begin on page 12 of this document, and include an attached replacement drawing sheet and an annotated sheet showing changes.

Remarks/Arguments begin on page 13 of this document.

Please amend the application as follows: